



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Katy Allen

**SUBJECT: ACCEPTANCE OF DONATION
OF TWO EASEMENTS
FOR TRAFFIC SIGNALS**

DATE: 04-28-04

Approved

Date

Council District: 8

RECOMMENDATION

Approval of an agreement for a transfer of easements located at 3434 Silver Creek Road, from the East Side Union High School District to the City for placement of traffic signals near Silver Creek High School and authorization to the Director of Public Works to execute all documents related to acceptance of the easements.

CEQA: Exempt, PP02-07-197.

BACKGROUND

Two traffic signals are planned for installation near Silver Creek High School. One is at the intersection of Colt Way and Silver Creek Road. This signal will provide protected left-turn phasing, controlled signal access and improve pedestrian mobility through the intersection. An easement is necessary to install a detector loop in the school driveway. The other is at the intersection of Brigadoon Way and Daniel Maloney Drive. This signal will provide controlled signal access and improve pedestrian mobility through the intersection. The easement is necessary to install traffic signal equipment. The City will install and maintain the traffic signal equipment and the detector loop.

ANALYSIS

The East Side Union High School District (ESUHSD) was approached on September 23, 2003 and again on October 8, 2003 to discuss the City's interest in obtaining permanent easements to install traffic signal equipment on school property at two locations on their Silver Creek High School site. One at the Silver Creek Road office driveway facing Colt Way and the other at the southwest corner of Daniel Maloney and Brigadoon Way intersection. The purpose of the Silver Creek - Colt Way driveway is to install a detector loop to mitigate traffic flow exiting the office lot and pedestrian traffic. The Daniel Maloney - Brigadoon easement is for the installation of

traffic cabinet equipment to operate the traffic signals at this intersection. Both traffic signal installations will provide a safety improvement to both pedestrian and vehicle traffic. A donation agreement was provided to the ESUHSD to present to their Board. The District's Board approved the donation agreement for the conveyance of easements on March 11, 2004. The easements are further shown in the Exhibit maps "A" and "B" respectively.

Approval of this agreement, and acceptance of the easements will permit the City to install the equipment and make improvements to increase the safety of the Daniel Maloney and Brigadoon four-way intersection and the Silver Creek Road - Colt Way driveway for both pedestrians and traffic.

PUBLIC OUTREACH

City of San José staff from the Department of Transportation and Public Works have met with East Side Union High School District's representatives and had various communications pertaining to the proposed traffic signal project and easements. Outreach was completed as part of the planning process for the Department's proposed improvements on the property.

COORDINATION

This memorandum has been coordinated with the City Attorney's Office, the City Manager's Budget Office and the Department of Transportation.

COST IMPLICATIONS

There are no acquisition costs associated with this donation except for routine staff costs involved in handling the transaction and minimal escrow and closing costs to acquire the property easements estimated to not exceed \$2,000.

BUDGET REFERENCE

Fund #	Appn. #	Appn. Name	RC #	Total Appn.	Amt. For Contract	Adopted Budget Page	Last Budget Action (Date, Ord. No.)
429	4321	Traffic Signals	122295 122315	\$4,203,000	0	Page 864	10/14/2003, Ord. No. 26697

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KATY ALLEN

Director, Public Works Department

DR:hla

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Attachments